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Agenda item 66

CONVENTION ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF CERTAIN CONVENTIONAL WEAPONS WHICH MAY BE DEEMED TO BE EXCESSIVELY INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS

Australia, Austria, Belgium, Bulgaria, Canada, Croatia, Czech Republic, Denmark, Ecuador, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Luxembourg, Mongolia, Netherlands, New Zealand, Nicaragua, Norway, Poland, Portugal, Romania, Russian Federation, Slovakia, Spain, Sweden and United Kingdom of Great Britain and Northern Ireland: draft resolution

Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects

The General Assembly,

Recalling its resolutions 32/152 of 19 December 1977, 35/153 of 12 December 1980, 36/93 of 9 December 1981, 37/79 of 9 December 1982, 38/66 of 15 December 1983, 39/56 of 12 December 1984, 40/84 of 12 December 1985, 41/50 of 3 December 1986, 42/30 of 30 November 1987, 43/67 of 7 December 1988, 45/64 of 4 December 1990, 46/40 of 6 December 1991, 47/56 of 9 December 1992 and 48/79 of 16 December 1993,

Recalling with satisfaction the adoption, on 10 October 1980, of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, 1/ together with the Protocol on Non-Detectable

1/ See The United Nations Disarmament Yearbook, vol. 5: 1980 (United Nations publication, Sales No. E.81.IX.4), appendix VII.

Fragments (Protocol I), 1/ the Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II) 1/ and the Protocol on Prohibitions or Restrictions on the Use of Incendiary Weapons (Protocol III), 1/

Recalling the role played by the International Committee of the Red Cross in the elaboration of the Convention and the Protocols annexed thereto,

Noting with satisfaction that, the conditions set forth in article 5 of the Convention having been met, the Convention and the three Protocols annexed thereto entered into force on 2 December 1983,

Recalling the commitment by the States that are parties to the Convention and the Protocols annexed thereto to respect the objectives and the provisions thereof,

Noting that, in conformity with article 8 of the Convention, conferences may be convened to examine amendments to the Convention or to any of the Protocols thereto, to examine additional protocols concerning other categories of conventional weapons not covered by the existing Protocols or to review the scope and application of the Convention and the Protocols annexed thereto and to examine any proposed amendments or additional protocols,

Noting with satisfaction that a group of governmental experts has been established to prepare a conference to review the Convention and the Protocols annexed thereto in conformity with article 8, paragraph 3, of the Convention,

Noting further with satisfaction that the group of governmental experts has held three meetings in 1994 making significant progress, with priority given to the question of anti-personnel land-mines,

Noting also that the group of governmental experts and other international meetings have discussed possible restrictions on the use of other weapon categories at present not covered by the Convention and the Protocols annexed thereto,

Reaffirming its conviction that a general and verifiable agreement on prohibitions or restrictions on the use of certain conventional weapons would significantly reduce the suffering of civilians and combatants,

Being desirous of reinforcing international cooperation in the area of prohibitions or restrictions on the use of certain conventional weapons, and particularly for the removal of minefields, mines and booby traps,

Recalling in this respect its resolutions 48/7 of 19 October 1993 and 49/... of ... 1994 on assistance in mine clearance,

1. Registers its satisfaction with the reports of the Secretary-General; 2/

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2/ A/49/421, A/49/275 and Add.1, A/49/357 and Add.1.

2. Welcomes the fact that additional States have signed, ratified or accepted the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects, which was opened for signature in New York on 10 April 1981, or have acceded to the Convention;

3. Urgently calls upon all States that have not yet done so to take all measures to become parties, as soon as possible, to the Convention and upon successor States to take appropriate measures so that ultimately access to this instrument will be universal;

4. Calls upon the Secretary-General of the United Nations, in his capacity as Depositary of the Convention and the three Protocols annexed thereto, to continue to inform it periodically of accessions to the Convention and the Protocols;

5. Welcomes the request of 22 December 1993 to the Secretary-General by States parties to convene at an appropriate time, in accordance with article 8, paragraph 3, of the Convention, a conference to review the Convention, and to establish a group of governmental experts to prepare the review conference;

6. Takes note with satisfaction of the progress made by the group of governmental experts on reviewing the Protocol on Prohibitions or Restrictions on the Use of Mines, Booby Traps and Other Devices (Protocol II) and in discussing other weapon categories at present not covered by the Convention;

7. Further takes note of the decisions by the group of governmental experts to hold an additional meeting in Geneva from 9 to 20 January 1995 and to request the Secretary-General to convene the review conference in Geneva within the time-frame 25 September to 13 October 1995;

8. Requests the Secretary-General to continue furnishing needed assistance and to assure services to the group of governmental experts and to the conference to review the Convention;

9. Calls again upon the maximum number of States to attend the conference, to which the States parties may invite interested non-governmental organizations, in particular the International Committee of the Red Cross;

10. Decides to include in the provisional agenda of its fiftieth session the item entitled "Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects".

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